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FACSIMILE TRANSMITTAL SHEET

TO: Art Unit 3618

FROM: ROGER J. FRENCH

COMPANY: U.S. PATENT &
TRADEMARK OFFICE

DATE: November 11, 2005

FAX NUMBER: 571-273-8300TOTAL NO. OF PAGES INCLUDING
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6

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RE: Supplemental IDS
Application Serial No. 10/633,262
Atty Docket No. 0233-0001

NOTES/COMMENTS:

Application Serial No: 10/633,262
Title of Invention: Racing Sulky
Inventors: Thomas HARMER

Contents:

Transmittal Form (1 page)
Supplemental Information Disclosure Statement (3 pages)
Reference (1 page)

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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE


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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/833,262	
	Filing Date	07/31/2003	
	First Named Inventor	Thomas HARMER, et al	
	Art Unit	3618	
	Examiner Name	John Walters	
Total Number of Pages in This Submission	6	Attorney Docket Number	0233-0001


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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): Fax Transmittal Cover Sheet Cited Reference
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Beem Patent Law Firm		
Signature			
Printed name	Roger J. French		
Date	November 11, 2005	Reg. No.	27,786

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Roger J. French	Date	November 11, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Serial No: 10/633,262
SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT

ATTY DOCKET NO. 0233-0001

"10. The invention of claim 5 has achieved outstanding commercial success in that in the past 12 months my company sold more than 350 sulkies covered by the claims. I believe that this represents more than 80% of the total market."

In the enclosed deposition of Thomas Harmer, beginning at page 93, line 13 through page 94, line 15, Mr. Harmer's answers relate to the total number of racing bikes currently in use, rather than the number sold during the 12 month period referred to in the Declaration.

No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

It is requested that the Examiner give full consideration to the information identified on the attached form, as required by 37 CFR 1.97 and 1.98, and make it of record in this application.

Respectfully submitted,

Dated this 11th day of November, 2005.



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**SUPPLEMENTAL
INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

COMPLETE IF KNOWN

Application Number 10/633,262
 Filing Date March 5, 2004
 First Named Inventor Thomas HARMER, et al.
 Group Art Unit 3618
 Examiner Name John Walters
 Attorney Docket Number 0233-0005

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	
		Deposition of Thomas Harmer, pages 93-95, dated August 29, 2005	

Examiner
Signature _____

Date
Considered _____

This collection of information is required by 37 CFR 1.97 and 1.98.

The right to establish an invention date earlier than the filing date of the claimed invention, and the right to establish that the information is not material to patentability or relevant or analogous to the field of the invention is hereby reserved.

This submission shall not be construed to mean that a search has been made or that there exists no other information as defined under 37 CFR 1.56(a).

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